

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)
128488 (60010870-0058)

First named inventor: David W. Moskowitz

Application No.: 10/820,479

Group Art Unit: 1614

Filed: March 31, 2004

Examiner:

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NOV 10 2005

**Title: USE OF ANGIOTENSIN RECEPTOR BLOCKERS (ARBS) TO TREAT DISEASES ASSOCIATED
WITH EXCESS ACE**

Attention: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTE: If information or assistance is needed in completing this form, please contact
Petitions Information at (571) 272-3282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION
NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Issue and publication fees; and
- (3) Statement that the entire delay was unintentional.

1. Petition fee
☒ Small entity - fee \$750.00 (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.

☐ Other than small entity - fee (37 CFR 1.17(m))

2. Reply and/or fee
**A. The reply and/or fee to the above-noted Office action in
the form of Preliminary Amendment in Response to Notice To File Corrected Application Papers
(identify type of reply):**
☐ has been filed previously on _____.

☒ is enclosed herewith.

11/14/2005 TL0111 00000002 10820479

B. The issue fee of \$ 1,700.00

01 FC:2453

750.00 OP

☐ has been paid previously on _____.

☐ is enclosed herewith.

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 1.0 hour to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

3. Terminal disclaimer with disclaimer fee

- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$_____ for a small entity or \$_____ for other than a small entity) disclaiming a period equivalent to the period of abandonment is enclosed herewith (see PTO/SB/63).

4. Statement. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c)(III)(C) and (D))].

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

November 10, 2005

Date

Signature

Tara A. Nealey

Typed or printed name

Telephone Number: (314) 259-5867

P.O. Box 061080
Wacker Drive Station-Sears Tower
Chicago, IL 60608-1080

Address

Enclosures: ☒ Fee Payment☐ Issue and publication fees☒ Statement that the entire delay was unintentional☐ Additional sheets containing statements establishing unintentional delay

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(A)]

I hereby certify that this correspondence is being:

☐ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 2231-1450.☒ transmitted by facsimile on the date shown below to the Patent and Trademark Office at (571) 273-8300.

November 10, 2005

Date

Signature

Sandra K. Lawrence

Typed or printed name of person signing certificate